# IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF WEST VIRGINIA ELKINS

U.S. EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,	)	
Plaintiff,	)	Cose No. 2:17 ev. 00072
v.	)	Case No. 2:17-cv-00073 Judge Thomas S. Kleeh
BIG LOTS STORES, INC.,	)	
Defendant.	)	

## **JOINT MOTION FOR ENTRY OF CONSENT DECREE**

Plaintiff U.S. Equal Employment Opportunity Commission ("EEOC") and Defendant Big Lots Stores, Inc. respectfully move the Court to approve and enter the Consent Decree attached as Exhibit 1 to this Motion. In support of this Motion, the Parties state as follows:

- 1. The Parties have negotiated the attached Consent Decree as a resolution of the claims that EEOC pleaded in its Complaint filed in the above-styled and numbered action.
- 2. The Parties believe that the terms of this Consent Decree are lawful, fair, reasonable, equitable, and just.
- 3. The Parties believe that the Consent Decree conforms to the Federal Rules of Civil Procedure and the Americans with Disabilities Act of 1990, as amended ("ADA"), and is not in derogation of the rights or privileges of any person. The entry of this Consent Decree will further the objectives of the ADA and will be in the best interests of the Parties, those for whom EEOC seeks relief, and the public.

Attached as Exhibit 2 to this Motion is a proposed Order of Dismissal submitted in

#### accordance with the Court's Order at ECF No. 124.

#### Respectfully submitted,

## /s/ Ronald L. Phillips

RONALD L. PHILLIPS
SUPERVISORY TRIAL ATTORNEY
GREGORY A. MURRAY
SENIOR TRIAL ATTORNEY
EEOC – Baltimore Field Office
George H. Fallon Federal Building
31 Hopkins Plaza, Suite 1432

Baltimore, MD 21201 Telephone: (410) 209-2737

Fax: (410) 962-4270 ronald.phillips@eeoc.gov gregory.murray@eeoc.gov

### /s/ Helen Campbell Altmeyer

HELEN CAMPBELL ALTMEYER
ASSISTANT UNITED STATES ATTORNEY
CIVIL DIVISION CHIEF
WV Bar #117
U.S. Courthouse & Federal Building

U.S. Courthouse & Federal Building 1125 Chapline St., Suite 3000

Wheeling, WV 26003 Telephone: (304) 234-0100 helen.altmeyer@usdoj.gov

### /s/ Daniel J. Clark

MARK A. KNUEVE
DANIEL J. CLARK
CORY D. CATIGNANI
VORYS, SATER, SEYMOUR AND PEASE LLP
52 East Gay Street

Columbus, OH 43216-1008 Telephone: (614) 464-6987

Fax: (614) 719-4808 maknueve@vorys.com djclark@vorys.com cdcatignani@vorys.com

## /s/ Justin M. Harrison

JUSTIN M. HARRISON (WVSB #9255) JACKSON KELLY PLLC Post Office Box 553 Charleston, WV 25322 Telephone: (304) 340-1358

Fax: (304) 340-1080

justin.harrison@jacksonkelly.com

Counsel for Defendant Big Lots Stores, Inc.

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	) Case No. 2:17-cv-00073
v.	)
	) Judge Thomas S. Kleeh
BIG LOTS STORES, INC.	)
Defendant.	)
	)

#### **CERTIFICATE OF SERVICE**

The undersigned counsel hereby certifies that on this 25th day of November 2019, the foregoing Joint Motion for Entry of Consent Decree was served via the Court's ECF filing system on all parties in this action.

Respectfully Submitted,

/s/ Helen Campbell Altmeyer
Helen Campbell Altmeyer
Assistant United States Attorney
Civil Division Chief
WV Bar #117
U.S. Courthouse & Federal Building
1125 Chapline St., Suite 3000
Wheeling, WV 26003
Telephone: (304) 234-0100
helen.altmeyer@usdoj.gov